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Attorneys for Defendants/Cross-Complainants
NORTH BAY CONSTRUCTION, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ISCO INDUSTRIES,

Case No. 4:06-CV-07082-CW

Plaintiff,

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

v.

NORTH BAY CONSTRUCTION, INC., et
al.,

Defendants.

NORTH BAY CONSTRUCTION, INC. et
al.,

Defendants/Cross-
Complainant,

v.

ISCO INDUSTRIES, LLC, a Kentucky
limited liability company, and ROES 1
through 50, inclusive,

Defendants.

Pursuant to Civil L.R. 7-12, the parties to the above-entitled action certify that they met
and conferred at least ten (10) days prior to the subsequent case management conference
scheduled in this case and jointly submit this Stipulation and [Proposed] Order Continuing the
Case Management Conference currently scheduled for July 26, 2011, for approximately 90 days
until October 25, 2011.

DESCRIPTION OF CASE DEVELOPMENTS

1. The following progress or changes have occurred since the last case management statement filed by the parties:

Pursuant to Order of this Court signed June 18, 2009, this matter is stayed pending completion of the leachate pipeline which is the subject matter of this litigation. Physical repair on the pipeline is completed and final testing of the pipeline is not resolved.

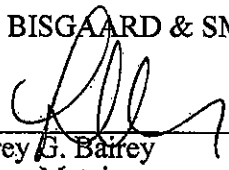
2. North Bay Construction has initiated litigation against the County of Sonoma in Sonoma County Superior Court, case number SCV-249232. The County of Sonoma filed a cross-complaint against North Bay Construction and Winzler & Kelly, the engineering firm that designed the pipeline. Winzler & Kelly has not yet filed a responsive pleading to the cross-complaint filed by the County of Sonoma. Once the case becomes at issue, parties will be able to resolve the issue of finding a joint forum to resolve all of the issues, and resolve the issue of whether to bring all parties to either mediation or arbitration.

3. The parties jointly request the Court to make the following Order:

The parties request the Court set this matter for a further case management conference for not less than ninety (90) days from now, on October 25, 2011.

Dated: July 15, 2011

LEWIS BRISBOIS BISGAARD & SMITH, LLP

By 
 Jeffrey G. Bairey
 Lorena Matei
 Attorneys for Cross-Defendant
 ISCO INDUSTRIES, LLC

Dated: July , 2011

BELL, ROSENBERG & HUGHTS LLP

By _____
 Roland Nikles
 Attorneys for Plaintiff and Cross-Defendants
 ISCO INDUSTRIES, LLC

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LEWIS BRISBOIS BISGAARD & SMITH, LLP

By

Jeffrey G. Bairey
Lorena Matei
Attorneys for Cross-Defendant
ISCO INDUSTRIES, LLC

Dated: July , 2011

~~BELL, ROSENBERG & HUGHES LLP~~
ROGERS JOSEPH O'DONNELL, P.C.

By

Roland Nikles
Attorneys for Plaintiff and Cross-Defendants
ISCO INDUSTRIES, LLC

///

1 Dated: July 14, 2011

ABBEY, WEITZENBERG, WARREN & EMERY

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3 By 

Kate Mullins Henderson, Esq.
Attorneys for Defendant/Cross-Complainants
NORTH BAY CONSTRUCTION, INC.

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5 **SUPPLEMENTAL CASE MANAGEMENT ORDER**

6 The Stipulation to Continue the July 26, 2011, Case Management Conference is hereby
7 adopted by the Court and the parties are ordered to comply with this Order. The Case
8 Management Conference is continued to October 25, 2011, at 2:00 p.m. Updated Case
9 Management Conference Statements due one week prior to conference.

10 *[In addition the Court orders as follows:]*

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14 Dated: 7/20/2011



UNITED STATES DISTRICT COURT JUDGE
Claudia Wilken

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